

NORTH CAROLINA GENERAL ASSEMBLY
JOINT COMMITTEE ON REDISTRICTING

TRANSCRIPT OF THE PROCEEDINGS

In Raleigh, North Carolina
Wednesday, February 17, 2016
Reported by Jennifer C. Carroll, RMR, CRR

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<p>1 (The proceedings were called to order at 2 4:08 p.m.) 3 CHAIRMAN RUCHO: Can we have the Select 4 Committee on Congressional Redistricting come to 5 order? Would everyone please take their seat. 6 We've got a few bits of housekeeping to take care 7 of prior to beginning the -- the map 8 presentations. Hopefully, we have a number of 9 different maps that will be available for folks to 10 take a look at. 11 And Senator Apodaca asked me if he was 12 going to be able to have dinner and be able to get 13 to the Carolina-Duke game. And I said we're going 14 to ask Senator Blue, Senator McKissick, and 15 Representative Michaux what -- if they think we've 16 got a shot at that. 17 SEN. MCKISSICK: I don't have any extra 18 tickets, I'm sorry. 19 SEN. APODACA: That's always his answer. 20 CHAIRMAN RUCHO: Okay. 21 SEN. MCKISSICK: It depends. 22 CHAIRMAN RUCHO: Okay. Well, we had a 23 very informative meeting yesterday. We were able 24 to get some criteria established, and so we're 25 going to go ahead and begin today with a -- well,</p>	<p>1 THE CLERK: Farmer-Butterfield? 2 REP. FARMER-BUTTERFIELD: Here. 3 THE CLERK: Hager? 4 REP. HAGER: Here. 5 THE CLERK: Hanes? 6 REP. HANES: Here. 7 THE CLERK: Hardister? 8 REP. HARDISTER: Here. 9 THE CLERK: Hurley? 10 REP. HURLEY: Here. 11 THE CLERK: Jackson? 12 REP. JACKSON: Here. 13 THE CLERK: Johnson? 14 REP. JOHNSON: Here. 15 THE CLERK: Jordan? 16 REP. JORDAN: Present. 17 THE CLERK: McGrady? 18 REP. McGRADY: Here. 19 THE CLERK: Michaux? 20 REP. MICHAUX: Here. 21 THE CLERK: Moore? 22 REP. MOORE: Present. 23 THE CLERK: Stam? 24 REP. STAM: Here. 25 THE CLERK: Stevens?</p>
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<p>1 let me, first of all, introduce the 2 sergeants-at-arms who help us make this a -- a 3 successful and efficiently run meeting. From the 4 House sergeant-at-arms, I have Reggie Sills, 5 Marvin Lee, David Layton, Terry McGraw; and from 6 the Senate sergeant-at-arms, I have Dale Huff, Ed 7 Kessler, and Hal Roach. 8 Thanks very much for helping us. 9 Then the next item will be a roll call 10 for attendance. 11 And, Mr. Clerk, would you proceed with the 12 roll call. 13 And please say it loud enough so we know 14 you're here or not here. 15 THE CLERK: Okay. Starting with the 16 House: Lewis. 17 REP. LEWIS: Here. 18 THE CLERK: Jones? 19 REP. JONES: Here. 20 THE CLERK: Brawley? 21 REP. BRAWLEY: Here. 22 THE CLERK: Cotham? 23 REP. COTHAM: Here. 24 THE CLERK: Davis? 25 REP. DAVIS: Here.</p>	<p>1 REP. STEVENS: Here. 2 THE CLERK: Dixon? 3 REP. DIXON: Here. 4 CHAIRMAN RUCHO: Okay. 5 THE CLERK: Now, the Senate. 6 CHAIRMAN RUCHO: Senate. 7 THE CLERK: Rucho? 8 CHAIRMAN RUCHO: Here. 9 THE CLERK: Apodaca? 10 SEN. APODACA: Here. 11 THE CLERK: Barefoot? 12 SEN. BAREFOOT: Here. 13 THE CLERK: Blue? 14 SEN. BLUE: Here. 15 THE CLERK: Brown? 16 SEN. BROWN: Here. 17 THE CLERK: Clark? 18 SEN. CLARK: Present. 19 THE CLERK: Ford? 20 (No response.) 21 THE CLERK: Harrington? 22 SEN. HARRINGTON: Here. 23 THE CLERK: Hise? 24 SEN. HISE: Here. 25 THE CLERK: Jackson?</p>

<p style="text-align: right;">6</p> <p>1 SEN. JACKSON: Here.</p> <p>2 THE CLERK: Lee?</p> <p>3 SEN. LEE: Here.</p> <p>4 THE CLERK: McKissick?</p> <p>5 SEN. McKISSICK: Here.</p> <p>6 THE CLERK: Randleman?</p> <p>7 SEN. RANDLEMAN: Here.</p> <p>8 THE CLERK: Sanderson?</p> <p>9 SEN. SANDERSON: Here.</p> <p>10 THE CLERK: Smith?</p> <p>11 SEN. SMITH: Here.</p> <p>12 THE CLERK: Smith-Ingram?</p> <p>13 (No response.)</p> <p>14 THE CLERK: Wade?</p> <p>15 SEN. WADE: Here.</p> <p>16 THE CLERK: Wells?</p> <p>17 SEN. WELLS: Here.</p> <p>18 CHAIRMAN RUCHO: Okay. We are ready to</p> <p>19 begin our meeting. And again, there aren't very</p> <p>20 many opening remarks. We look forward to moving</p> <p>21 forward in an effort to comply with the</p> <p>22 three-judge panel's direction as to redrawing some</p> <p>23 Congressional district maps and the Congressional</p> <p>24 districts.</p> <p>25 Again, as you might expect, we still</p>	<p style="text-align: right;">8</p> <p>1 And Senator McKissick?</p> <p>2 SEN. McKISSICK: Not at this time.</p> <p>3 CHAIRMAN RUCHO: Okay. So let me ask:</p> <p>4 Are there any members of the committee that have</p> <p>5 maps that they would like to offer as far as</p> <p>6 having an opportunity to present them today so</p> <p>7 that their input can be taken by this committee?</p> <p>8 What we plan to do today is submit some</p> <p>9 maps -- or a map, take a look at it, debate it,</p> <p>10 approve it, so that the General Assembly can move</p> <p>11 forward when the special session is called, and we</p> <p>12 can go ahead and achieve what is the goal of</p> <p>13 complying with the federal court.</p> <p>14 Okay. That being said, then let's go</p> <p>15 ahead and -- Representative Blue -- excuse me,</p> <p>16 Representative Lewis, you'll be ready to explain</p> <p>17 the maps, and I think the sergeant-at-arms can</p> <p>18 probably start passing them out with the stat</p> <p>19 packs that were decided upon yesterday during the</p> <p>20 establishment of the criteria that -- upon which</p> <p>21 these maps were drawn.</p> <p>22 Say it again.</p> <p>23 MS. CHURCHILL: They have not arrived</p> <p>24 from the print shop yet. They are on their way.</p> <p>25 CHAIRMAN RUCHO: Okay. Let's wait a</p>
<p style="text-align: right;">7</p> <p>1 believe that the enacted maps are fair, legal, and</p> <p>2 constitutional that has -- as been validated by a</p> <p>3 number of North Carolina courts. But under that</p> <p>4 circumstance, we are following the direction of</p> <p>5 the three-judge panel from the Middle District,</p> <p>6 and so that's what we're going to do.</p> <p>7 The first part that I would like to</p> <p>8 request -- and -- and yesterday, if you remember</p> <p>9 correctly, we authorized \$25,000 for each,</p> <p>10 majority and minority, side to draw maps. And I</p> <p>11 will -- I will ask --</p> <p>12 (Cell phone ringing.)</p> <p>13 CHAIRMAN RUCHO: I don't ever do to that</p> <p>14 my wife. But I did.</p> <p>15 I will ask that -- we will first ask</p> <p>16 Senator Blue: Do you have any maps that you are</p> <p>17 planning to present today?</p> <p>18 SEN. BLUE: Not at present.</p> <p>19 CHAIRMAN RUCHO: Not at the present.</p> <p>20 Okay.</p> <p>21 Representative Jackson, I think you</p> <p>22 were --</p> <p>23 Representative Michaux, do you?</p> <p>24 REP. MICHAUX: Not yet.</p> <p>25 CHAIRMAN RUCHO: Not yet. Okay.</p>	<p style="text-align: right;">9</p> <p>1 little bit. They're on their way from the print</p> <p>2 shop as we speak. And so if we'll stay at ease</p> <p>3 for a few moments, and as soon as they come, then</p> <p>4 we will go ahead and distribute them out so that</p> <p>5 you'll have a chance to look at them. And so --</p> <p>6 Representative Lewis will explain the map. So</p> <p>7 stand at ease, please.</p> <p>8 (Proceedings are held at ease.)</p> <p>9 CHAIRMAN RUCHO: Members of the</p> <p>10 Committee, just for your knowledge, you'll be</p> <p>11 getting some hard copies now, and at the end of</p> <p>12 this meeting we will have them online with the</p> <p>13 same documentation that you will be receiving</p> <p>14 in -- upon arrival.</p> <p>15 SEN. APODACA: Mr. Chairman, housekeeping</p> <p>16 matter, if we could.</p> <p>17 CHAIRMAN RUCHO: Say that again.</p> <p>18 SEN. APODACA: A housekeeping matter, if</p> <p>19 we might.</p> <p>20 CHAIRMAN RUCHO: Housekeeping, yes.</p> <p>21 SEN. APODACA: Yes. When we call the</p> <p>22 roll, could we call the Upper Chamber first</p> <p>23 instead of the House? It seems like that would be</p> <p>24 more appropriate.</p> <p>25 REP. MICHAUX: I thought that was already</p>

<p style="text-align: right;">10</p> <p>1 being done.</p> <p>2 CHAIRMAN RUCHO: Senator Apodaca, I think</p> <p>3 you should have learned your lesson when</p> <p>4 Representative Michaux already called you a lame</p> <p>5 duck. So...</p> <p>6 But then again, that's the nicest thing</p> <p>7 that anybody has ever called Senator Apodaca.</p> <p>8 So...</p> <p>9 SEN. APODACA: In 14 years, that's the</p> <p>10 nicest thing.</p> <p>11 REP. MICHAUX: I called you one, too.</p> <p>12 CHAIRMAN RUCHO: I'm honored.</p> <p>13 Sergeant-at-arms, will you please let me</p> <p>14 know when the maps are passed out so we can move</p> <p>15 forward.</p> <p>16 Representative Lewis, before he makes his</p> <p>17 presentation, wants me to let you know that these</p> <p>18 are probably some of the most -- some of the best</p> <p>19 maps that's been out in 40 years. So...</p> <p>20 At least 40?</p> <p>21 REP. LEWIS: Four.</p> <p>22 CHAIRMAN RUCHO: Four?</p> <p>23 REP. LEWIS: Four.</p> <p>24 CHAIRMAN RUCHO: Okay.</p> <p>25 Sergeant-at-arms, are we all set?</p>	<p style="text-align: right;">12</p> <p>1 districts. Race was not considered and is not</p> <p>2 present on these reports.</p> <p>3 Partisan advantage: We believe this map</p> <p>4 will produce an opportunity to elect ten</p> <p>5 Republican members of Congress. But make no</p> <p>6 mistake, this is a weaker map than the enacted</p> <p>7 plan in that respect.</p> <p>8 The 12th District: This map does away</p> <p>9 with the serpentine 12th District that dates back</p> <p>10 to 1992.</p> <p>11 Compactness: Only 13 counties and 13</p> <p>12 VTDs were split in this map. Let me repeat that:</p> <p>13 Only 13 counties and 13 VTDs were split in this</p> <p>14 map. In accordance with the criteria, more whole</p> <p>15 counties and more whole precincts, or VTDs, are</p> <p>16 the best indicator of compactness we believe we</p> <p>17 are able to achieve.</p> <p>18 Incumbency: Only two incumbents are</p> <p>19 double-bunked in this map; one Republican and one</p> <p>20 Democrat. Eleven Republicans [sic] were placed in</p> <p>21 a district by themselves.</p> <p>22 Mr. Chairman?</p> <p>23 CHAIRMAN RUCHO: Yes, sir.</p> <p>24 REP. LEWIS: Anticipating some inquiries,</p> <p>25 I will suspend my presentation and take questions</p>
<p style="text-align: right;">11</p> <p>1 Does everyone in -- on the committee have</p> <p>2 a copy of the map and the statistics?</p> <p>3 All right. Then let's -- let's quiet</p> <p>4 down so we can get this done.</p> <p>5 Representative Lewis, would you be kind</p> <p>6 enough to present the maps for us?</p> <p>7 REP. LEWIS: Thank you, Mr. Chairman.</p> <p>8 Members, good afternoon. Yesterday, this</p> <p>9 committee approved seven criteria for the 2016</p> <p>10 contingent Congressional redistricting, and a map</p> <p>11 was produced in accordance with that criteria.</p> <p>12 While I am happy to take questions from the</p> <p>13 committee, first I would like to take a moment to</p> <p>14 walk through the criteria and discuss how this map</p> <p>15 addresses each of the criteria.</p> <p>16 First, equal population: All these</p> <p>17 districts are drawn with either 7,000 -- pardon</p> <p>18 me. All these districts are drawn with either --</p> <p>19 with either 733,499 persons or 733,498 total</p> <p>20 persons. This is as equal -- this is as equal as</p> <p>21 practical and in accordance with federal law.</p> <p>22 Contiguity: All the areas in every</p> <p>23 district are comprised of contiguous territory.</p> <p>24 Political data: The stat report show</p> <p>25 which election results were used in building these</p>	<p style="text-align: right;">13</p> <p>1 at your direction.</p> <p>2 CHAIRMAN RUCHO: Okay. Members of the</p> <p>3 Committee, you have the proposed map before you.</p> <p>4 And again, I'll just remind you: This is the only</p> <p>5 one that will be reviewed today because we just --</p> <p>6 you know, there were no other maps submitted by</p> <p>7 either the minority House and/or Senate or any</p> <p>8 individual. So this is the map we're going to be</p> <p>9 discussing today. And after discussion is</p> <p>10 completed, this committee will take a vote, and</p> <p>11 we'll either be against or referring this to the</p> <p>12 General Assembly for its special session for</p> <p>13 adoption so we can comply with the three-judge</p> <p>14 panel from the Middle District.</p> <p>15 Members of the Committee.</p> <p>16 All right. Let's start off with Senator</p> <p>17 McKissick.</p> <p>18 SEN. McKISSICK: Thank you, Mr. Chair. I</p> <p>19 would like to be recognized for a series of</p> <p>20 questions, if that's possible.</p> <p>21 CHAIRMAN RUCHO: We'll go through the</p> <p>22 Chair.</p> <p>23 SEN. McKISSICK: Yes, absolutely.</p> <p>24 CHAIRMAN RUCHO: And we'll go one after</p> <p>25 another.</p>

<p style="text-align: right;">14</p> <p>1 SEN. McKISSICK: I was wondering if I 2 could first get some understanding of the 3 percentages of Democrats and Republicans in these 4 various districts. If we can have, perhaps, a 5 staff person review that with us. 6 CHAIRMAN RUCHO: So let me -- let me be 7 clear. Now, you want the -- 8 First of all, Representative Lewis, 9 that's not part of the stat pack, correct? 10 SEN. McKISSICK: We don't have a stat 11 pack. The only thing we have are -- 12 CHAIRMAN RUCHO: The election results. 13 All right. What would you request? 14 SEN. McKISSICK: Well, what I would like 15 to know is what the breakdown is in terms of 16 Democrat, Republican, and unaffiliated voters in 17 each of these particular districts, as a starting 18 point. It would also be helpful to understand -- 19 I know there was -- who exactly is double-bumped. 20 It would appear that Representative Adams, who 21 represented the 12th District -- 22 CHAIRMAN RUCHO: Well, hold it. Let's -- 23 let's get first -- that first part cleared up. 24 First of all, you requested -- 25 Senator McKissick requested that we get</p>	<p style="text-align: right;">16</p> <p>1 statistics that you have. 2 CHAIRMAN RUCHO: All right. 3 SEN. McKISSICK: Thank you. And I wanted 4 to follow up. 5 CHAIRMAN RUCHO: Follow-up question, yes, 6 sir. 7 SEN. McKISSICK: Precisely look at the 8 performance characteristics of each district in 9 terms of whether it's a Democratic performance 10 district, and if so, by what percentage, a 11 Republican performance district, so that we have 12 some idea the extent to which there are 13 competitive swing districts. 14 I know Representative Lewis has indicated 15 that the map may not be quite as favorable as it 16 was before to Republican majority. But to the 17 extent to which we could get data that 18 specifically breaks down the performance 19 characteristics of each of these Congressional 20 districts, that would be helpful. Then we can 21 understand what we're looking at. 22 REP. LEWIS: Mr. Chairman and Members? 23 CHAIRMAN RUCHO: Yes. Representative 24 Lewis. 25 REP. LEWIS: Members, if I could direct</p>
<p style="text-align: right;">15</p> <p>1 some information on party affiliation in each of 2 the districts. Is that something we can achieve, 3 either now or -- 4 MS. CHURCHILL: It is something we cannot 5 achieve while the committee is in meeting. 6 CHAIRMAN RUCHO: Right. Okay. Just 7 state that again, please, in the microphone. 8 MS. CHURCHILL: At this juncture we can't 9 achieve it while the committee is meeting. But we 10 can achieve that for Senator McKissick. 11 SEN. McKISSICK: Okay. And the 12 committee -- 13 REP. LEWIS: Mr. Chairman? 14 CHAIRMAN RUCHO: Yes, sir. 15 REP. LEWIS: Could I speak to that one 16 point? 17 CHAIRMAN RUCHO: Representative Lewis. 18 REP. LEWIS: Yes, sir. 19 Obviously, the staff can provide to the 20 gentleman whatever statistics he asked for. I did 21 want to say that the -- in the drawing of this 22 map, we looked at election results. We think 23 those are better indicators of voting performance 24 than voter registration, which is why you don't -- 25 which is why that's not shown in these -- in the</p>	<p style="text-align: right;">17</p> <p>1 your attention to the documents that you have 2 before you -- I probably should have done a better 3 job of going through that. 4 If you will, first of all, you should 5 have a document before you that's entitled "2016 6 Redistricting Database Field Key." It's an 8-1/2 7 by 11 sheet of -- two sheets of paper. 8 Does everyone see that or have access to 9 that document? 10 If you'll look at that document, it 11 will -- actually, if you'll look at the right-hand 12 column, the right-hand column of that document, 13 this is a computer code. This is the way the 14 computer generated the election results which we 15 looked at. 16 For instance, you'll see under "2008 17 General Election Attorney General," there's a code 18 there at the right-hand column. Again, I direct 19 your attention, EL08G_AG_D. You can take and find 20 that same code on the stat pack that was 21 distributed to you. And, in fact, it would be on 22 what I would consider page 2 of the stat pack. If 23 you'll look across the top -- I'm referring now to 24 the big -- to the big set of documents that you 25 have. You'll see it says, "Election Results 2008,</p>

<p style="text-align: right;">18</p> <p>1 general, AG, AD, CA." You should be able to go in 2 and find "EL08G_AG." 3 For example, the very first listed item 4 on this page I'm referring to, you'll see it says, 5 District 1 -- excuse me, it says "district," and 6 then beside it, "EL08G_AG_D." That would be the 7 results in District 1 for the candidate Roy Cooper 8 who was the Democratic nominee for the Attorney 9 General's office. 10 So to maybe make this easier, perhaps you 11 could write the word "Cooper" where it says 12 "EL08G_AG_D." And using these two documents, you 13 will be able to see what the election results are. 14 I believe it would be fair to say -- and, 15 Mr. Chairman, the staff can certainly correct 16 me -- that the -- as you look at the code, the 17 EL08G_AG, that, obviously, is Attorney General. 18 And then the "_D" would be Democrat. 19 So while the field key will explain 20 exactly who it is referring to, you can probably 21 get a good feeling for if it's comparing the 22 Democrat for that office or the Republican for 23 that office. 24 CHAIRMAN RUCHO: Okay. And just a 25 clarity, Senator McKissick, before you go on to</p>	<p style="text-align: right;">20</p> <p>1 CHAIRMAN RUCHO: Explain. 2 REP. LEWIS: Mr. Chairman, if I may. 3 CHAIRMAN RUCHO: Yes. Representative 4 Lewis, you have -- 5 REP. LEWIS: I just want to say that I 6 completely agree with Senator McKissick, that 7 would be a whole lot easier way to look at these 8 reports. I asked for that to be done. And it's 9 not the way, unfortunately, the system generates 10 the reports. But if you would indulge me for just 11 a moment, I'm going to get my notes and we'll go 12 sheet by sheet, and we'll add those names, if you 13 would be so kind. 14 SEN. McKISSICK: I would certainly 15 indulge you, without a doubt. I think that would 16 be a helpful exercise for all of us who are not 17 acquainted with this and haven't seen it before. 18 CHAIRMAN RUCHO: Representative Lewis, 19 would you -- 20 And, Members of the Committee, please take 21 note as Representative Lewis explains what each of 22 the AG, CI, and the like is, based on the year of 23 the election. 24 Okay. Representative Lewis, you have the 25 microphone.</p>
<p style="text-align: right;">19</p> <p>1 your next question -- and I think Representative 2 Lewis mentioned it -- that the criteria that was 3 established never used registration or race -- 4 racial demographics in the -- in production of 5 these maps. So that's why that information was 6 not available. But at any point you can go ahead 7 and request from staff what you think you need as 8 far as additional documentation. Okay? 9 Next question. 10 SEN. McKISSICK: Sure. If it's 11 possible -- and I understand these codes are -- 12 could probably be figured out and calculated. But 13 if we could actually put the names of the various 14 candidates on -- above these various categories. 15 Considering the amount of time that we have to 16 review and digest this information, it would save 17 an awful lot of time rather than going back and 18 forth between sheets to decipher the codes. There 19 may be codes that you guys are familiar with from 20 looking at it, but from someone seeing it upon 21 first impression, it becomes somewhat challenging 22 to -- to make certain of precisely what I'm 23 reviewing at any given point in time. So, I mean, 24 it would seem to be a simple thing to add in terms 25 of a category.</p>	<p style="text-align: right;">21</p> <p>1 REP. LEWIS: Thank you, Mr. Chairman. 2 Members, if you will look at the page 3 that's, of course, labeled at the top "2016 4 Contingent Congressional Plan," and then if you 5 will look in the second left-hand column, you will 6 see the code "EL08G_AG_D." Okay? Does everybody 7 see this particular document? 8 Okay. Then with that, if you'll go with 9 me, you'll see the first column says "District 1." 10 The second column is that code that I just gave. 11 The third column, if you would write the word 12 "Cooper," write the word "Cooper" at the top of 13 that column, it might make it easier to -- to 14 understand. If you would skip the next column, 15 which currently says "68,474," you'll get to the 16 following column. If you would write the word 17 "Crumley." 18 If you would then skip the following 19 column and go to the column that says 20 "EL08G_AD_D." Does everyone see that? The first 21 number is 233,665. If you would please write 22 the -- if you would skip right next -- right over 23 to the column that says "71.44" and write the word 24 "Wood," W-O-O-D. Wood. 25 And then skip the column that says</p>

<p style="text-align: right;">22</p> <p>1 "93,433." And then you'll come to "28.56," and</p> <p>2 write the word "Merritt," M-E-R-R-I-T-T.</p> <p>3 If you'll then skip the next column,</p> <p>4 which has "327098." And also skip the column that</p> <p>5 has the "220038."</p> <p>6 Yes, sir. I'm sorry. 220,038. If I</p> <p>7 could pause for just a minute.</p> <p>8 CHAIRMAN RUCHO: Yes, sir.</p> <p>9 (Representative Lewis and Chairman Rucho</p> <p>10 confer.)</p> <p>11 REP. LEWIS: So where it says "66.68,"</p> <p>12 you would write "Ansley" -- is that correct? And</p> <p>13 then you would skip the 109968 and get to the</p> <p>14 33.32, and write the word "Troxler,"</p> <p>15 T-R-O-X-L-E-R.</p> <p>16 If I could pause for only a moment to</p> <p>17 make sure the members understand. I chose, in my</p> <p>18 notes, to use the percentages of the votes cast.</p> <p>19 The numbers that I asked you to skip by are also</p> <p>20 relevant. That's number of raw votes cast, on the</p> <p>21 report.</p> <p>22 Okay. The next page that I have --</p> <p>23 CHAIRMAN RUCHO: And this is Election</p> <p>24 Results 2008, correct?</p> <p>25 REP. LEWIS: Yes, sir.</p>	<p style="text-align: right;">24</p> <p>1 a little bit more confusing than it has been.</p> <p>2 SEN. BROWN: It should be Odom.</p> <p>3 REP. LEWIS: On my notes, I skip over to</p> <p>4 where it says "EL08G_CL_D," for Commissioner of</p> <p>5 Labor. This is towards the right side of the</p> <p>6 page.</p> <p>7 SEN. BROWN: Mr. Chairman.</p> <p>8 (Representative Lewis and Chairman Rucho</p> <p>9 confer.)</p> <p>10 REP. LEWIS: Members, the Chairman has</p> <p>11 noticed me that I used the word "Causey" and</p> <p>12 should have used the word "Odom." I apologize.</p> <p>13 It's still the Republican nominee versus the</p> <p>14 Democratic nominee.</p> <p>15 If you'll look over where it says</p> <p>16 "EL08G_CL_D," that's for Commissioner of Labor.</p> <p>17 SEN. McKISSICK: The column beginning</p> <p>18 with the "328927"? Are you that far across?</p> <p>19 REP. LEWIS: No, sir. I actually skipped</p> <p>20 that --</p> <p>21 SEN. McKISSICK: Skipped that.</p> <p>22 REP. LEWIS: -- Senator, only because I</p> <p>23 was trying to go by my notes. And I will go back</p> <p>24 and refill the gaps in.</p> <p>25 SEN. McKISSICK: That's fine.</p>
<p style="text-align: right;">23</p> <p>1 The next page that I have begins with the</p> <p>2 code EL08G_CL_D. And the number in the first</p> <p>3 column is 232,552. If you would, to be</p> <p>4 consistent, go to the next column, which says</p> <p>5 70.70 percent, and write the word "Goodwin." This</p> <p>6 is the race for commissioner of insurance. The</p> <p>7 word "Goodwin."</p> <p>8 CHAIRMAN RUCHO: Representative Lewis,</p> <p>9 everybody has a -- what they call the 2016</p> <p>10 Redistrict Database Key, with the codes on it,</p> <p>11 too. So that should also be there, just for your</p> <p>12 information.</p> <p>13 Do you have that there, Senator</p> <p>14 McKissick? It's a two-page, front and back, and</p> <p>15 it gives you the code, the elections, the</p> <p>16 candidates.</p> <p>17 SEN. McKISSICK: Yes, sir, I do have it.</p> <p>18 CHAIRMAN RUCHO: Okay. So that's the key</p> <p>19 to using the database.</p> <p>20 REP. LEWIS: If it's all right, I'll just</p> <p>21 continue, Mr. Chairman.</p> <p>22 And then if you skip the next column at</p> <p>23 88227 to get to where it says "26.82," the word</p> <p>24 "Causey" should appear. Causey.</p> <p>25 And, Members, if you will, this might be</p>	<p style="text-align: right;">25</p> <p>1 Thank you, Mr. Chairman.</p> <p>2 REP. LEWIS: I apologize for that.</p> <p>3 But under the Commissioner of Labor,</p> <p>4 where it says "68.42," the name -- and I will</p> <p>5 apologize if I mispronounce the nominee's name,</p> <p>6 but it was D-O-N-N-A-N, Donnan. And then if you</p> <p>7 skip over to where it says "31.58," the nominee's</p> <p>8 name was Berry, B-E-R-R-Y.</p> <p>9 (Representative Lewis confers with</p> <p>10 Chairman Rucho.)</p> <p>11 CHAIRMAN RUCHO: Representative Lewis,</p> <p>12 that "W" is a write-in. Okay.</p> <p>13 REP. LEWIS: All right. Mr. Chairman and</p> <p>14 Members, I'll be happy to return to this page, but</p> <p>15 my notes are -- my notes are incomplete about that</p> <p>16 middle -- that middle section there. I think</p> <p>17 that's a write-in. But just to confer with the</p> <p>18 Chair, I don't want to state in the microphone</p> <p>19 something I'm not absolutely sure of.</p> <p>20 But anyway, moving on. The next page</p> <p>21 that I have --</p> <p>22 REP. STAM: Mr. Chairman. Mr. Chairman.</p> <p>23 Mr. Chairman. Woohoo.</p> <p>24 CHAIRMAN RUCHO: Yes, sir.</p> <p>25 Representative Hager. Oh, Stam. Excuse me.</p>

<p style="text-align: right;">26</p> <p>1 REP. STAM: I'm searching. Is there 2 maybe some -- some motion or somehow where we 3 could relieve Representative Lewis from this 4 tedious task. Maybe we've all sort of gotten the 5 idea now and we could just -- just an idea. Just 6 an idea. 7 CHAIRMAN RUCHO: Good question. 8 Senator McKissick, now that we've 9 identified a key for you, are you comfortable in 10 as far as being able to relate the specific name 11 to this, or would you want us to go through it 12 and -- 13 SEN. McKISSICK: What would be helpful, 14 if we don't have the information available now -- 15 I mean, it would be great, perhaps, if staff -- I 16 mean, I understand you can't get it on there 17 because of, I guess, software limitations in the 18 way you can categorize this stuff. But it 19 would -- I think the exercise we're going through 20 provides very valuable -- 21 CHAIRMAN RUCHO: Fine. Then we will -- 22 we will continue. 23 SEN. McKISSICK: But I don't want to be 24 laborious. 25 CHAIRMAN RUCHO: Representative Lewis --</p>	<p style="text-align: right;">28</p> <p>1 that has "USS," for United States Senate. The 2 Democrat would be Hagan, the Republican would be 3 Dole, the Libertarian would be Cole. 4 Is everybody kind of getting comfortable 5 with this? 6 Okay. And that would complete that page. 7 The others would be write-ins and whatnot. So 8 we'll turn the page to the one that begins "2010 9 General." 10 This race is the race for the U.S. Senate 11 in 2010. The column that says "USS_D" would be 12 Marshall, M-A-R-S-H-A-L-L. The column that has _R 13 would be Burr, B-U-R-R. _L would be Beitler, 14 B-E-I-T-L-E-R. Again, I apologize if I 15 mispronounce a name. 16 Turning to page, Election Results 2012 17 General, G and LG. Again, where it says 18 "EL12G_GV_D," the first column would be Dalton, 19 D-A-L-T-O-N. The same -- the corresponding column 20 with an "R" on it would be McCrory. Corresponding 21 column with an "L" on it, for Libertarian, would 22 be Howe, H-O-W-E. There was a write-in that -- 23 that's there. And then a write-in miscellaneous. 24 So that's what those other G's are there. 25 The one that says "LG_D" would be Coleman,</p>
<p style="text-align: right;">27</p> <p>1 We'll -- we'll continue. 2 Representative Lewis, please continue. 3 REP. LEWIS: Okay. The next one in the 4 stat pack, it reads -- starts with "EL08G_GV_D." 5 Let me see if I can speed up a little bit 6 here. In 2008-GV-D, if you'll look there, 7 obviously the "D" is for Democrat. That would be 8 Perdue, P-E-R-D-U-E. If you look over to the 9 column that has "R," that would be McCrory, 10 M-C-C-R-O-R-Y. And then if you see the column 11 with the "L," for Libertarian, that would be 12 Munger, M-U-N-G-E-R. 13 Now I know what you want me to look at, 14 I'll do it faster. I apologize. 15 CHAIRMAN RUCHO: Okay. 16 REP. LEWIS: Continuing on. 2008, where 17 it says "EL08LG" -- does everybody see that? That 18 would be Dalton. 2008 LG R would be Bittinger. 19 And the "L," the Libertarian, would be Rhodes, 20 R -- R-H-O-D-E-S. I believe that completes that 21 page. 22 Turn next to the one that begins "EL08G 23 -SPI." The "D" there would be Atkinson, 24 A-T-K-I-N-S-O-N. The "R" would be Morgan, 25 M-O-R-G-A-N. And then the -- you see the column</p>	<p style="text-align: right;">29</p> <p>1 C-O-L-E-M-A-N. LG_R would be Forest, F-O-R-E-S-T. 2 And that will complete that page. 3 Turning now to the Election Results 2012 4 General. The one that begins "AD," of course, for 5 Auditor. The Democrat, the "D," nominee would be 6 Wood, and the "R" nominee would be Goldman, 7 G-O-L-D-M-A-N. 8 Then where you see it says "_CA_D" for 9 Commissioner of Agriculture, the Commissioner 10 nominee for the Democratic Party is Smith, 11 S-M-I-T-H. _R, the Republican, is Troxler, 12 T-R-O-X-L-E-R. 13 Also on that page is "CI," for 14 Commissioner of Insurance. The Commissioner of 15 Insurance, the Democratic nominee is Goodwin, 16 G-O-O-D-W-I-N, and the Republican is Causey, 17 C-O -- C-A-U-S-E-Y. That completes that page. 18 Turning over where you see the next kind 19 of -- thinking you're getting the feeling of how 20 this works now. The "CL" is Commissioner of 21 Labor. CL_D would be the Democratic nominee. The 22 last name was Brooks, B-R-O-O-K-S. The _R, the 23 Republican nominee, would be Berry, B-E-R-R-Y. 24 That will complete that race. 25 Where it says "SS," that's Secretary of</p>

<p style="text-align: right;">30</p> <p>1 State. The "SS_D," the nominee would have been 2 Marshall, M-A-R-S-H-A-L-L. And the SS_R, the 3 Republican, would have been Goodwin, 4 G-O-O-D-W-I-N. 5 Turning to the following page, you see it 6 says "SPI," which is, of course, superintendant of 7 public instruction. Superintendent of public 8 instruction, D, Dr. Adkinson was the nominee, 9 A-D-K-I-N-S-O-N. And _R, the Republican was 10 Tedesco, T-E-D-E-S-C-O. 11 Also on that page, you see "Treasurer," 12 or TR. The Democratic -- the _D, for the 13 Democratic nominee, is Cowell, C-O-W-E-L-L. _R, 14 the Republican, was Royal, R-O-Y-A-L. 15 And the final page is the 2014 United 16 States Senate race. This one, please notice the 17 first category is "USS_R." That would be Tillis. 18 So the Republican is listed first on this one. 19 And where it says 'USS_D,' the nominee, of course, 20 was Hagan. And where it says "_L," it was Haugh. 21 I apologize if I mispronounce that. It's 22 H-A-U-G-H. 23 Mr. Chairman, this -- this concludes this 24 part of the report. 25 CHAIRMAN RUCHO: Okay. Senator</p>	<p style="text-align: right;">32</p> <p>1 County whole. And that is the home of 2 Representative Price, based on the records that we 3 have in the General Assem -- the General Assembly. 4 And there are whole precincts in Durham that 5 connect to an area in Wake County. That area is 6 the home of Representative Holding. 7 Representative Adams is not bunked with any other 8 incumbent member, nor is any other sitting member 9 of the delegation. 10 But, Mr. Chairman, I would like -- 11 CHAIRMAN RUCHO: Yes. 12 REP. LEWIS: -- to direct staff or ISD as 13 quickly as possible to provide members with maps 14 that have the home location of the incumbent. 15 CHAIRMAN RUCHO: Addresses, locations. 16 All right. 17 Ms. Churchill, request that we go ahead 18 and get maps that will identify the location of 19 the incumbents, if you'll be kind enough. 20 Okay. 21 SEN. McKISSICK: One point of 22 clarification, Mr. Chairman, if I could. The 23 incumbent for District 13 would be whom? 24 REP. LEWIS: Representative Adams. 25 SEN. McKISSICK: That's what I was</p>
<p style="text-align: right;">31</p> <p>1 McKissick, you have everything you've asked for on 2 that. Next question. 3 SEN. McKISSICK: Yes. I was just looking 4 at the maps here, and I notice that it looks as if 5 there is a double-bumping, I think you had it 6 indicated doubling-bumping of -- of certain 7 incumbent members of our Congressional delegation. 8 And it looks as if Representative Alma Adams is 9 one of those. Okay. I think you said there were 10 two cases where there were double-bumped. Is that 11 what you indicated, or did I mistakenly hear what 12 your remarks were? 13 Yeah, I'm trying to figure out who the 14 other is. 15 REP. LEWIS: Well, Senator, I think 16 that's a very good question. And the location of 17 the homes of the incumbents should appear on this 18 map, so let me apologize for that. 19 What my remarks said earlier is that 20 there are two incumbent members of Congress that 21 were -- unfortunately had to be drawn into the 22 same district. They are Representative David 23 Price and Representative George Holding. 24 If you'll notice, the new 4th District 25 includes all of Orange County. It keeps Orange</p>	<p style="text-align: right;">33</p> <p>1 thinking. 2 And for 12, who do we have there? 3 REP. LEWIS: I do not believe -- there is 4 no current incumbent in -- in the proposed 12. 5 SEN. McKISSICK: Okay. So I'm looking 6 at -- 13 here would be Adams. 12 would be? 7 REP. LEWIS: Vacant? 8 SEN. McKISSICK: Vacant. 9 CHAIRMAN RUCHO: No incumbent. 10 SEN. McKISSICK: No incumbent? 11 CHAIRMAN RUCHO: Correct. 12 SEN. McKISSICK: Who would have formerly 13 been in 12? 14 That would have been -- 15 REP. LEWIS: Well, just to be clear. 16 SEN. McKISSICK: -- Adams' district 17 before. 18 REP. LEWIS: Just to be clear -- 19 CHAIRMAN RUCHO: Let him answer, please. 20 SEN. McKISSICK: Sure. 21 CHAIRMAN RUCHO: Thank you. 22 REP. LEWIS: One of the instructions 23 given by this committee was to do away with the 24 shape of the 12th. The 12th is now contained 25 entirely inside Mecklenburg County. So from my</p>

<p style="text-align: right;">34</p> <p>1 knowledge -- well, the fact that certainly</p> <p>2 Representative Adams does not live in Mecklenburg</p> <p>3 County; therefore, that's why she's -- her home</p> <p>4 does not appear in Mecklenburg County. She lives</p> <p>5 in Guilford County, to the best of my knowledge.</p> <p>6 SEN. McKISSICK: Exactly. That's what I</p> <p>7 was a bit confused about.</p> <p>8 Okay. So what we have, we have a</p> <p>9 district which Congresswoman Adams can run from,</p> <p>10 which is the 13th District. Is that correct?</p> <p>11 REP. LEWIS: Yes, sir. But I would</p> <p>12 remind you that an individual seeking election to</p> <p>13 the U.S. House does not have to reside in the</p> <p>14 district which they run.</p> <p>15 SEN. McKISSICK: I understand.</p> <p>16 And in terms of applying these</p> <p>17 performance characteristics to the 13th District,</p> <p>18 would this be a Democratic- or Republican-leaning</p> <p>19 district?</p> <p>20 REP. LEWIS: Senator, I believe you would</p> <p>21 need to look race by race. And by "race by race,"</p> <p>22 I'm referring, of course, to the political races.</p> <p>23 The data that we just went through, I believe the</p> <p>24 district would be one of the ten that lean</p> <p>25 Republican.</p>	<p style="text-align: right;">36</p> <p>1 it is a -- perhaps a very strongly Republican</p> <p>2 leaning district, particularly looking at the</p> <p>3 counties that are contained within it. And I was</p> <p>4 thinking about their historical representation</p> <p>5 here in the General Assembly.</p> <p>6 And I see the 12th being carved out. But</p> <p>7 I guess this all just gives me concern receiving</p> <p>8 it all so quickly, trying to digest it quickly,</p> <p>9 trying to move forward with this at -- what is</p> <p>10 almost like the speed of light. And while I</p> <p>11 appreciate the fact that there were some funds</p> <p>12 made available to the minority caucus to, perhaps,</p> <p>13 get maps drawn, to be candid with you, to get maps</p> <p>14 drawn on a short notice and short order, within</p> <p>15 24 hours, has proven to be very challenging.</p> <p>16 So I will thank you for the information</p> <p>17 you provided. It does provide me with some</p> <p>18 concerns, which I've articulated. And I'm -- it</p> <p>19 would certainly be nice if we did have the</p> <p>20 Republican/Democratic breakout in terms of</p> <p>21 registrations. And if I'm talking to Erika, she</p> <p>22 can get that. Is there any way, perhaps, staff</p> <p>23 can also -- I know it wasn't one of the criteria</p> <p>24 used in drawing these maps, but they can filter</p> <p>25 down a subcategory that would have provided us</p>
<p style="text-align: right;">35</p> <p>1 SEN. McKISSICK: That would lean</p> <p>2 Republican?</p> <p>3 REP. LEWIS: Yes, sir.</p> <p>4 SEN. McKISSICK: Okay.</p> <p>5 CHAIRMAN RUCHO: Follow-up.</p> <p>6 SEN. McKISSICK: Follow-up, if I could.</p> <p>7 CHAIRMAN RUCHO: Follow-up.</p> <p>8 SEN. McKISSICK: In the three districts</p> <p>9 you have identified as being Democratic districts,</p> <p>10 I assume what we're looking at is the 1st</p> <p>11 District, the 4th District, and the 12th District.</p> <p>12 Would that be a logical assumption, or do I stand</p> <p>13 to be corrected?</p> <p>14 REP. LEWIS: No, sir. You are correct in</p> <p>15 your -- in your -- in your analysis.</p> <p>16 CHAIRMAN RUCHO: Follow-up.</p> <p>17 SEN. McKISSICK: Yeah. And -- and I</p> <p>18 guess the follow-up I have is that I -- I do have</p> <p>19 concern -- I mean, I see that we have certainly</p> <p>20 provided Representative Adams with a district to</p> <p>21 run from. I need to drill down deeper to see the</p> <p>22 numbers and see how close of a district that is in</p> <p>23 terms of her capacity to compete. And I've not</p> <p>24 had a chance to drill down those numbers yet, but</p> <p>25 I assume, based upon what you've indicated, that</p>	<p style="text-align: right;">37</p> <p>1 with the racial breakout of each district? Is</p> <p>2 that possible to obtain from staff even though I'm</p> <p>3 aware with respect to the fact it was not a --</p> <p>4 CHAIRMAN RUCHO: Senator McKissick, let</p> <p>5 me get clear now. You're requesting some data</p> <p>6 on -- on the registration of the 13 districts, and</p> <p>7 you're requesting the data and the demographics on</p> <p>8 the -- the racial breakdown on the 13 districts?</p> <p>9 SEN. McKISSICK: That is correct,</p> <p>10 Mr. Chair.</p> <p>11 CHAIRMAN RUCHO: Okay. Now, just as a</p> <p>12 bit of a information, you talk about a -- a time</p> <p>13 schedule. Well, we're all under a very tight time</p> <p>14 schedule since the Court gave us two weeks -- or</p> <p>15 14 days to do it, and it occurred on a Monday --</p> <p>16 on a Friday night, so it really kind of brought it</p> <p>17 down to ten days. And so this is a heroic effort</p> <p>18 that we could even get all of this accomplished in</p> <p>19 that short of period of time. So we're all under</p> <p>20 tight -- tight time schedules, just for your</p> <p>21 information. Thank you.</p> <p>22 SEN. McKISSICK: I respect that. It's</p> <p>23 just that you knew the attributes before</p> <p>24 yesterday. And we learned them yesterday.</p> <p>25 CHAIRMAN RUCHO: Thank -- thank you.</p>

<p style="text-align: right;">38</p> <p>1 And, Members of the Committee, any --</p> <p>2 Senator Clark.</p> <p>3 SEN. CLARK: Mr. Chair, I have a question</p> <p>4 for staff.</p> <p>5 CHAIRMAN RUCHO: Say it again, please.</p> <p>6 SEN. CLARK: Question for staff.</p> <p>7 CHAIRMAN RUCHO: Yes.</p> <p>8 SEN. CLARK: If we provided a stat pack</p> <p>9 based on this 2011 database, would that provide</p> <p>10 Senator McKissick everything he's asking for and</p> <p>11 then some?</p> <p>12 CHAIRMAN RUCHO: Ms. Churchill, do you</p> <p>13 have a response to that?</p> <p>14 MS. CHURCHILL: I believe Senator Clark</p> <p>15 is asking if -- would the 2011 stat pack that was</p> <p>16 generally presented to the General Assembly during</p> <p>17 that round of redistricting, would that answer</p> <p>18 Senator McKissick's questions. I believe Senator</p> <p>19 McKissick is shaking his head, no, it would not</p> <p>20 answer his questions.</p> <p>21 SEN. McKISSICK: It would.</p> <p>22 MS. CHURCHILL: The one thing that</p> <p>23 definitely was in the stat pack was the party</p> <p>24 registration information. So, yes, it would at</p> <p>25 least answer that piece of it.</p>	<p style="text-align: right;">40</p> <p>1 Brown.</p> <p>2 SEN. BROWN: Just a quick comment, just</p> <p>3 to talk about the 13th District and its</p> <p>4 competitiveness. The Democrats have won that</p> <p>5 district, if you'll look through this, on several</p> <p>6 occasions. So it's obviously a competitive</p> <p>7 district because they have won some races in that</p> <p>8 district.</p> <p>9 CHAIRMAN RUCHO: Okay. Representative</p> <p>10 Michaux.</p> <p>11 REP. MICHAUX: Mr. Chairman, following up</p> <p>12 on what Senator McKissick asked for -- and you</p> <p>13 might wonder why, even though you have taken out</p> <p>14 race as a criteria, we still need to have race</p> <p>15 mentioned in here because of the Section 2 Voting</p> <p>16 Rights Act. You've got -- we've got to have that</p> <p>17 information in there. And there's a determination</p> <p>18 of whether or not Section 2 has been violated in</p> <p>19 this -- in this map.</p> <p>20 CHAIRMAN RUCHO: Representative Lewis,</p> <p>21 you have a comment on that, please.</p> <p>22 REP. LEWIS: Mr. Chairman,</p> <p>23 certainly Representative Michaux is much more</p> <p>24 learned in this area than I am.</p> <p>25 I just want to state, again, for the</p>
<p style="text-align: right;">39</p> <p>1 CHAIRMAN RUCHO: All right. Follow-up.</p> <p>2 SEN. McKISSICK: What I would like to</p> <p>3 have provided is a stat pack based on 2011</p> <p>4 database applied to the districts as shown here on</p> <p>5 this map.</p> <p>6 CHAIRMAN RUCHO: Staff, can we accomplish</p> <p>7 that?</p> <p>8 It will be accomplished.</p> <p>9 SEN. McKISSICK: Thank you.</p> <p>10 CHAIRMAN RUCHO: And as Representative</p> <p>11 Lewis said, we'll be -- you'll be getting all of</p> <p>12 the data you need. It won't be before this</p> <p>13 committee today, because it will take time to</p> <p>14 achieve it. Had, I'm sure, individual members had</p> <p>15 made requests on some of that, we probably could</p> <p>16 have gotten it done, but not during this time.</p> <p>17 But there are opportunities to, again,</p> <p>18 review the maps. There will be redistricting</p> <p>19 committee meetings that we'll have another chance</p> <p>20 to review it. And then, of course, on the floor,</p> <p>21 both in the House and the Senate.</p> <p>22 So, Senator McKissick, I want you to rest</p> <p>23 up; you're going to have plenty of opportunity.</p> <p>24 SEN. McKISSICK: Thank you.</p> <p>25 CHAIRMAN RUCHO: Okay. I've got Senator</p>	<p style="text-align: right;">41</p> <p>1 record on -- for this committee that race was not</p> <p>2 considered in the drawing of this map. Later</p> <p>3 today, we're going to ask this committee to adopt</p> <p>4 this map. After this map is adopted and prepared</p> <p>5 for introduction to the General Assembly, I</p> <p>6 believe the -- Senator McKissick requests, and</p> <p>7 perhaps Senator Clark requests, and now that</p> <p>8 Representative Michaux requests, would be to take</p> <p>9 this map and to populate it with the data that</p> <p>10 they have asked for. That can certainly be done</p> <p>11 after this committee adopts this map and -- and as</p> <p>12 it moves forward.</p> <p>13 CHAIRMAN RUCHO: Yes, sir. Follow-up.</p> <p>14 REP. MICHAUX: But -- but would not that</p> <p>15 information now help us to make a determination as</p> <p>16 to how we wanted to vote out of this committee on</p> <p>17 these -- on this map?</p> <p>18 REP. LEWIS: Thank you for that question,</p> <p>19 Representative. The information on race is simply</p> <p>20 not available to provide to you at this moment on</p> <p>21 this map.</p> <p>22 CHAIRMAN RUCHO: Follow-up?</p> <p>23 REP. MICHAUX: Then when is it going to</p> <p>24 be available and when are we going to have an</p> <p>25 opportunity to see it?</p>

<p style="text-align: right;">42</p> <p>1 REP. LEWIS: Well, just to be clear, 2 Representative -- and I want to clearly state 3 this -- as an individual member of this committee, 4 you can request whatever information on this map 5 on this -- on any district, on any county, on 6 anything that you want, but it will -- but race is 7 not going to be considered by this committee as we 8 adopt this map and recommend it to be passed by 9 the General Assembly. 10 REP. MICHAUX: Mr. Chairman? 11 CHAIRMAN RUCHO: Yes, sir. 12 REP. MICHAUX: My follow-up to -- to -- 13 to Representative Lewis. 14 Representative Lewis, the three-judge 15 panel found that these drawings were 16 unconstitutional and it was based predominantly on 17 race. There are other factors that you should -- 18 that should be considered in terms -- for 19 instance, as I said before, a violation of 20 Section 2 of the Voting Rights Act. We need -- 21 I'm not going to vote for another unconstitutional 22 map if I can't determine whether or not Section 2 23 is being violated by what you've done. 24 REP. LEWIS: Well, thank you for 25 clarifying, Representative Michaux. To the best</p>	<p style="text-align: right;">44</p> <p>1 REP. STAM: Would appropriate motion be 2 in order to give this a favorable report? I would 3 like to make such a motion at the appropriate 4 time. 5 CHAIRMAN RUCHO: All right. Well, thank 6 you. I think, actually, Representative -- Senator 7 Hise requested that earlier. So we'll do that. 8 Senator Blue, question. 9 SEN. BLUE: No question; just a comment. 10 CHAIRMAN RUCHO: All right. 11 SEN. BLUE: Mr. Chairman, I don't think 12 it takes much imagination to see exactly what 13 you've done here. In three districts -- that is, 14 the 1st, the 4th, and the 12th -- you've, again, 15 managed to stuff about half of the black 16 population in the state. And all you've got to do 17 is look -- you can -- you can name it whatever you 18 want to name it; it still is what it is. 19 When you just peruse very quickly the 20 statistics on all of these races, you see exactly 21 what is going on in each of these three districts. 22 You've got 66 to 68 percent -- you call it 23 "Democratic performance." But anybody who looks 24 at the numbers see that you're at the core of the 25 cities in this state and that the areas that you</p>
<p style="text-align: right;">43</p> <p>1 of my knowledge, you didn't vote for the 2011 2 plan. The plans that you voted for have, in fact, 3 been unconstitutional. 4 But let me continue in my answer. The 5 criteria that this committee adopted in open 6 debate yesterday was the following: Equal 7 population, contiguity, political data, partisan 8 advantage, the 12th District compactness, and 9 incumbency. That is the criteria that this 10 committee debated and adopted over about a 11 three-and-a-half, four-hour period. Those are the 12 criteria that were used to draw these maps. Those 13 are the criterion that these members will be asked 14 to base their decision on. 15 CHAIRMAN RUCHO: Representative Lewis. 16 (Chairman Rucho and Representative Lewis 17 confer.) 18 CHAIRMAN RUCHO: Representative Michaux, 19 you all set? 20 REP. MICHAUX: Yeah. 21 CHAIRMAN RUCHO: Very good. Thank you. 22 All right. Do we have anybody else 23 presenting a question or -- 24 REP. STAM: Mr. Chairman? 25 CHAIRMAN RUCHO: Yes, Representative Stam.</p>	<p style="text-align: right;">45</p> <p>1 extract are the -- are the primarily minority 2 communities, whether you're in Durham or Wake or 3 Mecklenburg. 4 The more important thing is that you 5 can't use partisanship as a proxy for race. And 6 that's exactly what you've done here. We know 7 because we've been unable to draw these maps 8 overnight. And you didn't draw them overnight 9 either. And we know that they were imported into 10 this place, and they weren't originally conceived 11 or drawn on the legislative computers. 12 But let me say this: The biggest 13 challenge that we have is basically the 14 dismantling of democracy that this map represents, 15 in that you create three districts that perform at 16 a 65 to 70 percent level for one party, then ten 17 districts that perform in the low to mid 50s range 18 for the other party. Now, you're assaulting 19 democracy even though you're doing it in the name 20 of partisanship. 21 And historically, the courts have said 22 that they're going to stay out of the political 23 thicket when it comes to gerrymandering based on 24 partisanship. 25 But I will tell you, this is such a bold</p>

<p style="text-align: right;">46</p> <p>1 and audacious move that it's probably what the 2 courts have been waiting for to wade into this 3 area. And I will assure you of that. And if you 4 think the people in this state are mad because of 5 the way you districted the last time, they're 6 going to be furious because of the way you're 7 doing this district. This is an abomination. It 8 is a direct assault on democracy. It is 9 disingenuous to think that you've now created 10 districts that don't take race into account just 11 because you say race hasn't been taken into 12 account.</p> <p>13 When we get the stat -- stat packs on 14 these districts, I will assure you of two things: 15 Number 1, the black voting age population in 16 Districts 1 and District 12 are equal or greater 17 than it was in the two districts that have been 18 rejected so far. And Number 2, that -- that in 19 the other district, District 4, I guess, where you 20 take Wake County and send it a certain way, you 21 will find the same kind of phenomenon.</p> <p>22 So I say that you might call it 23 partisanship in districting like this. But here 24 in the middle of Black History Month, it is as 25 pernicious as the same kinds of activity that has</p>	<p style="text-align: right;">48</p> <p>1 Yes, Representative Butterfield. 2 REP. FARMER-BUTTERFIELD: Thank you, 3 Mr. Chair. 4 I wanted to ask that we look at the 5 criteria we have that was adopted by this majority 6 yesterday and apply that to these three districts 7 for me. 8 REP. LEWIS: Certainly. 9 CHAIRMAN RUCHO: Representative Lewis. 10 And while he's preparing, can I remind 11 everybody here to please keep your maps so we can 12 have them and we don't have to cut down some 13 additional trees, if at all possible. And -- so 14 thank you. That and the stat packs. So bring 15 them and make them available for the redistricting 16 committee meetings, House and Senate, and on the 17 floor. 18 Representative Lewis. 19 REP. LEWIS: Mr. Chairman, could I just 20 clarify with Representative Farmer-Butterfield? 21 You wanted to go through three districts 22 that Senator Blue referred to based on the 23 criteria that was adopted. 24 Yes, ma'am. First of all, the first 25 criteria was equal population. The population of</p>
<p style="text-align: right;">47</p> <p>1 given a scar to so many Southern states over the 2 last 150 years. 3 You call it what you want. It is still 4 using race as a basis as to how you elect the 5 Congresspeople in North Carolina. 6 CHAIRMAN RUCHO: Representative Lewis. 7 REP. LEWIS: Mr. Chairman, I just point 8 out even Senator McKissick's acknowledged that 9 race was not a factor in drawing this map, Senator 10 Blue appears to want to try to create something 11 that does not exist. 12 So I will point out again: I have 13 already read the criteria. I will not -- I will 14 not belabor it. But the criteria that was used to 15 draw this map was adopted by this committee 16 yesterday and repeated by me a few minutes earlier 17 today. 18 CHAIRMAN RUCHO: Yes, sir. Thank you. 19 And -- and Senator Blue, when you use -- 20 say that using the partisan, that partisan was 21 never used. All it was is the political data 22 coming from elections, and you have that before 23 you. So for you to tie together race in that just 24 doesn't make any sense. So that -- that being 25 said --</p>	<p style="text-align: right;">49</p> <p>1 the 1st is 733,499. 2 The second criteria is contiguity. I 3 think you can look at the map -- and even this 4 map, if it's more helpful without county lines, 5 and be able to see that all the territory is 6 contiguous. It does touch. 7 Political data: I've provided that to 8 you. That shows what the election results were 9 within inside this district. 10 The partisan advantage: I've conceded 11 that Republicans don't have a great partisan 12 advantage in the 1st. 13 The 12th: The -- the drawing of the 14 1st -- the -- one of the criterion yesterday was 15 do away with the certain serpentine shape of the 16 12th. So that would not apply to the 1st. 17 Compactness: I think you will notice 18 that nearly every county in the 1st is a whole 19 county. You will see that there are three divided 20 counties in the 1st, Wilson being one of them. 21 That was done to take into account the residency 22 of the incumbent. Pitt -- Pitt was divided to -- 23 again, based on the requirement to have equal 24 population. And you'll see that Durham is divided 25 as well, as best I recall, as -- as a combination</p>

<p style="text-align: right;">50</p> <p>1 of the need to equalize population, and political 2 concerns as well. 3 In the 4th, the criteria for equal 4 population is met. The population in the 4th is 5 733,499. 6 Contiguity: You'll notice that it is all 7 of Orange County. It connects nicely through 8 Durham in whole precincts. And you'll see that it 9 connects into Wake. All of the area is 10 contiguous. 11 The area of political data I provided to 12 you in the stat packs, the partisan advantage, 13 I've conceded that I think the Republicans are 14 going to have to work hard to win this seat. 15 The 12th District: This -- the doing 16 away with the serpentine 12th does not apply to 17 the drawing of the 4th. 18 Compactness: I think you can see that 19 it's one whole county. It's -- it is, in my 20 opinion, a very compact district. And in the area 21 of incumbency, one incumbent member of Congress 22 resides in Orange County. So it takes that into 23 account as well. 24 As far as the 12th goes, an area of equal 25 population. The population of the 12th is</p>	<p style="text-align: right;">52</p> <p>1 Michaux had a question. 2 REP. MICHAUX: Yeah. Mr. Chairman, I've 3 just got a short question. 4 Representative Lewis, do you believe that 5 what you have done here, that African-American 6 voters have a reasonable opportunity to elect 7 candidates of their choice? 8 REP. LEWIS: Representative Michaux, I've 9 conceded that you're a brilliant man. I've 10 conceded that you're a very good attorney. I'm 11 going to answer that by saying these maps were 12 adopted by the criteria -- were drawn by the 13 criteria adopted by this committee. The winks and 14 the nods are not going to change my answer. Or 15 the smirks. 16 CHAIRMAN RUCHO: Follow-up? 17 REP. MICHAUX: That was the answer I 18 expected. 19 CHAIRMAN RUCHO: Okay. 20 REP. LEWIS: Glad -- glad to oblige. 21 CHAIRMAN RUCHO: All right. 22 Representative Hager. 23 REP. HAGER: Thank you, Mr. Chairman. 24 Just a quick statement, if it's okay with you. 25 As I sit here, we listen to the issues</p>
<p style="text-align: right;">51</p> <p>1 733,498. 2 The contiguity: You'll see that it is 3 all connected territory within Mecklenburg County. 4 The political data I have provided to you, 5 partisan advantage, I have conceded that the 6 Republicans have to work really hard to win this 7 seat. 8 The 12th District: You will see it is 9 certainly not a serpentine district that snakes 10 all the way up through the state. 11 Compactness: I think certainly you can 12 recognize that it is compact. 13 And incumbency for this particular 14 district was not a consideration because there is 15 not an incumbent residing in the 12th at this 16 time. 17 REP. FARMER-BUTTERFIELD: Thank you. 18 CHAIRMAN RUCHO: Follow-up? 19 REP. FARMER-BUTTERFIELD: Follow-up. 20 I appreciate that information. It's 21 certainly helpful, because I live in District 1. 22 And I was also concerned about how District 12 was 23 leading as it relates to party. So that's been 24 real helpful. 25 CHAIRMAN RUCHO: I've got Representative</p>	<p style="text-align: right;">53</p> <p>1 that we've had, and I want to commend Senator 2 Rucho and Representative Lewis for the good job 3 you guys have done on this. Thank you guys for 4 your hard work. 5 Senator Blue said that the people are 6 mad -- or will be mad in North Carolina for -- 7 over these maps. 8 Senator Blue, you know, the last three 9 elections, we returned more and more Republican 10 majorities in this House and the Senate. If 11 they're mad, I think we -- they're mad you -- you 12 mad -- may be mad at the wrong person. 13 The Democrats in this case, in the 14 minority party, have returned no maps. We don't 15 have anything else to consider. Even though, as 16 the way I understand it, that unless the 17 Republicans had colluded with the radio stations 18 and the TV stations to only deliver the message of 19 a three-judge panel to Republican areas, that the 20 minority party had the same amount of time to 21 bring maps forward. Two weeks, as far as I 22 understand, that Representative Lewis and Senator 23 Rucho worked to get this -- get these maps to us. 24 You know, at the end of the day, 25 Representative Michaux talks about Section 2 of</p>

<p style="text-align: right;">54</p> <p>1 the VRA. What he fails to mention is there's a 2 three -- let me -- let see if I got it right. A 3 three-threshold condition to be met. We didn't 4 talk about those. We can go over those. 5 I think it's not just as simple as saying 6 the VRA says -- Section 2 says you've got to do 7 this. And, you know, what I find strange is a lot 8 of the -- these three -- three conditions were met 9 on the Supreme Court decision on Thornburg -- 10 Thornburg versus Gingles that was because of 11 Democrat-drawn maps back in the '80s. So I find 12 that very ironic that these were pushed forward 13 because of past Democratic-controlled maps that 14 were drawn. 15 So I say all of this to say that, you 16 know, these guys have worked hard. They've 17 complied to the three-judge panel, even though I 18 think all of us on this side of the aisle believe 19 that the maps were -- drawn originally were 20 constitutional. 21 So I think what we ought to do, 22 Mr. Chairman, is move this map forward and go 23 ahead and vote on it, and let's vote on it and get 24 it out so we can all go home. 25 CHAIRMAN RUCHO: Thank you,</p>	<p style="text-align: right;">56</p> <p>1 SEN. McKISSICK: So point of 2 clarification, Mr. Chair. 3 CHAIRMAN RUCHO: Follow-up question. 4 SEN. McKISSICK: If we were to provide a 5 jump drive or -- will they be like a jump drive or 6 some device available where we could obtain that? 7 CHAIRMAN RUCHO: Ms. Churchill, do you 8 have any answer to that? 9 MS. CHURCHILL: Senator McKissick, from 10 the chair's instructions for posting on the Web, 11 the block assignment file will be on the Web 12 following the conclusion of this meeting. 13 SEN. McKISSICK: On the Web it will be 14 available? 15 MS. CHURCHILL: Yes, sir. 16 SEN. McKISSICK: Thank you. 17 MS. CHURCHILL: Okay. 18 CHAIRMAN RUCHO: Representative Jones. 19 REP. JONES: Thank you, Mr. Chairman. 20 I just want to take the opportunity, 21 perhaps with Representative Hager, and just 22 commend the chairs and everyone involved for the 23 work here under very difficult circumstances and 24 very difficult time limits to be able to comb back 25 with something like this.</p>
<p style="text-align: right;">55</p> <p>1 Representative Hager. 2 Representative Lewis, comments? 3 REP. LEWIS: No, sir. 4 CHAIRMAN RUCHO: Okay. I've got Senator 5 McKissick for a question. 6 Excuse me, I had Representative Jones. 7 Okay. He -- he offers you to have first 8 voice. 9 SEN. McKISSICK: And this is a question 10 of co-chairs or perhaps of staff. I was wondering 11 if we could get a copy of the plan in a digital 12 format that we -- say, on a jump drive or 13 something like that, that can be downloaded to a 14 database for further analysis? 15 REP. LEWIS: Mr. Chairman -- 16 SEN. McKISSICK: And if so, when that 17 might be available. 18 REP. LEWIS: Mr. Chairman? 19 CHAIRMAN RUCHO: Yes, sir. 20 Representative Lewis. 21 REP. LEWIS: Thank you, Mr. Chairman. 22 I would like to state for the record that 23 staff has been instructed as soon as this 24 committee adopts this plan to make that 25 information available.</p>	<p style="text-align: right;">57</p> <p>1 And I just wanted to kind of reiterate 2 the fact of the compactness of the districts. 3 Just for the benefit, perhaps, of the people -- 4 people listening in that may not understand or 5 just to reiterate that with Congressional 6 districts, it's absolute zero deviation. 7 People ask sometimes, well, why do you 8 divide a county? And the answer is, it's 9 impossible not to. 10 But for you to draw 13 Congressional 11 districts and only divide 13 counties, only divide 12 13 precincts, is quite commendable and goes beyond 13 what should be expected. And I think you-all have 14 done an absolute brilliant job in doing that. And 15 obviously you know that whatever map you came back 16 with, you were going to be subject to some type of 17 criticism that we've heard here today, and no 18 doubt will hear going forward. 19 But I will say this, and going back, 20 perhaps, to a few of the comments that were made 21 yesterday, which we won't repeat. But when the 22 minority party was in the majority, I think it's 23 pretty clear that they stopped at no limits when 24 it came to political gerrymandering to their 25 advantage.</p>

<p style="text-align: right;">58</p> <p>1 When you look at the legislative maps 2 that were drawn back in the previous decades, with 3 two-member districts, three-member districts, 4 four-member districts, however a district had to 5 be drawn in order to gain that political favor -- 6 favoritism for the majority at the time, there was 7 no stone left unturned. But, yet, you've come 8 back with a map here that has -- has answered the 9 critics, has compiled -- complied with the law as 10 the judge panel suggested. And I -- I think you 11 really need to be commended.</p> <p>12 And briefly, I just wanted to add to 13 something that Senator Brown mentioned earlier 14 with the 13th district. But I will take issue 15 with those that would say that you cannot elect 16 Democratic members in these districts. If you -- 17 if you look at the data that we've been given -- 18 for instance, the very first race on the -- on the 19 sheet, 2008 Attorney General race, which was a 20 contested partisan race, I would -- I would point 21 out that the Democratic candidate won 13 out of 22 the 13 Congressional districts.</p> <p>23 If you look at the next one, which was 24 the auditor's race, the Democratic candidate won 25 nine of the 13 districts. If you go to the next</p>	<p style="text-align: right;">60</p> <p>1 and weren't offered anything from the majority 2 party to help us towards that goal. Am I correct 3 in that? I was -- kind of remembered that.</p> <p>4 CHAIRMAN RUCHO: Yes, sir. Those were 5 unconstitutional districts, if you remember.</p> <p>6 SEN. APODACA: Yeah, they were.</p> <p>7 But I -- you know, I'm struck -- you 8 know, I look at this wall and all of these maps. 9 And I would say, I would submit, that this map is 10 probably the best map since 1980.</p> <p>11 Representative Michaux, I guess that was 12 your tenth term. I don't remember how long you 13 were here.</p> <p>14 Smile, Mickey.</p> <p>15 But, you know, we talk about splitting 16 districts and we just talked about we have 13 17 split districts. 2011, we had 32. 2001, we had 18 27. 1998, we had 21. 1997, we had 20. And 1992, 19 we had 44. So today, we have 13, with this 20 proposed map, split districts. So --</p> <p>21 CHAIRMAN RUCHO: Counties.</p> <p>22 SEN. APODACA: Counties, excuse me.</p> <p>23 Counties split. Both, yeah.</p> <p>24 So this is much better than what we've 25 had in the past, and I submit it to you.</p>
<p style="text-align: right;">59</p> <p>1 page and look at the commissioner of insurance 2 race, the Democrat won eight of the 13 districts.</p> <p>3 So I think -- to give credit to the 4 people of this state, we're not talking about 5 robots. They do have an opportunity to vote for 6 the candidates of your choice. And I think that 7 they have shown that they will cross party lines 8 or they will vote for the candidate of their 9 choice, whether it's a Republican or a Democrat, 10 which would suggest that if you have the right 11 candidate, that you have an opportunity to win in 12 any -- in any district. And I think that should 13 be pointed out.</p> <p>14 Again, Representative Lewis, Senator 15 Rucho, thank you--all for the hard work and look 16 forward to supporting your efforts.</p> <p>17 CHAIRMAN RUCHO: Thank you.</p> <p>18 Senator Apodaca.</p> <p>19 SEN. APODACA: Thank you, Mr. Chairman.</p> <p>20 I think it might be good if we're talking 21 about history month and history lessons, we have a 22 little General Assembly history. I think back 23 to -- Senator Rucho, what? 2003? When we had a 24 hearing similar to this and we were told that we 25 could find our own computer and draw our own maps</p>	<p style="text-align: right;">61</p> <p>1 CHAIRMAN RUCHO: Senator Brown.</p> <p>2 SEN. BROWN: Thank you, Mr. Chairman.</p> <p>3 I'm not sure I can say much more than 4 Representative Jones and Senator Apodaca just 5 touched on. I, too, was going to mention that in 6 the '08 election, that Attorney General Cooper won 7 every single one of these -- these districts.</p> <p>8 SEN. McKISSICK: That's what they're 9 hoping for.</p> <p>10 SEN. BROWN: So I think that tells you 11 the competitiveness of these districts.</p> <p>12 And again, to keep these maps where you 13 only split 13 counties -- everybody needs to go 14 home and try it, and I can promise you, it's hard 15 to do it by splitting any less than that and keep, 16 you know, the populations the same in each of 17 these counties.</p> <p>18 So again, I -- I think this is a pretty 19 dang good job, and I would hope that the members 20 of -- that live in each of these counties 21 appreciate the fact that we've tried to keep them 22 as whole as we have. And I think it's a very good 23 map. Thank you.</p> <p>24 CHAIRMAN RUCHO: Representative Michaux.</p> <p>25 REP. MICHAUX: Yeah, Mr. Chairman, since</p>

<p style="text-align: right;">62</p> <p>1 my name has been used in vain a little bit here.</p> <p>2 CHAIRMAN RUCHO: It was just a question</p> <p>3 of whether it was a tenth or the 16th term that</p> <p>4 you were at, at that point, I think.</p> <p>5 REP. MICHAUX: Well, at the term that he</p> <p>6 mentioned, I was a United States Attorney for the</p> <p>7 Middle District of North Carolina. So I wanted to</p> <p>8 clear that up. Make sure you understood. Just</p> <p>9 like you got your facts wrong on that one, you are</p> <p>10 wrong on this, too.</p> <p>11 But irrespective of -- irrespective of --</p> <p>12 SEN. APODACA: Mr. Chairman, may I ask</p> <p>13 Representative Michaux a question?</p> <p>14 CHAIRMAN RUCHO: In a moment.</p> <p>15 Finish up.</p> <p>16 REP. MICHAUX: If he wants to ask me a</p> <p>17 question, let him go ahead on.</p> <p>18 CHAIRMAN RUCHO: Go ahead.</p> <p>19 REP. MICHAUX: Ask him who he voted for</p> <p>20 in his first race?</p> <p>21 SEN. APODACA: I don't remember. I</p> <p>22 believe it was you. But we were all young at one</p> <p>23 time.</p> <p>24 Did you prosecute these maps when you</p> <p>25 were in the U.S. Attorney's Office?</p>	<p style="text-align: right;">64</p> <p>1 just wondering what's been determined and what has</p> <p>2 been proposed in terms of deadlines for filing</p> <p>3 periods in the postponement of the Congressional</p> <p>4 district elections? Because we clearly have</p> <p>5 situations here which would, in my mind, compel us</p> <p>6 to reset the Congressional district elections at a</p> <p>7 later date and reopen these final periods.</p> <p>8 So I was wondering what has been thought</p> <p>9 about or what has been considered in terms of new</p> <p>10 date for the Congressional district elections or</p> <p>11 proposed opening periods for filing of candidacy.</p> <p>12 Because otherwise, we end up with one district</p> <p>13 where there won't even be anybody.</p> <p>14 REP. LEWIS: Mr. Chairman.</p> <p>15 CHAIRMAN RUCHO: Yes, sir.</p> <p>16 REP. LEWIS: In an attempt to answer the</p> <p>17 Senator's question, it is the intent tomorrow,</p> <p>18 provided a stay is not issued, that a bill would</p> <p>19 be sourced to create a new redistricting map to</p> <p>20 comply with the decision in the Harris case.</p> <p>21 There will be a separate bill that would be</p> <p>22 sourced that would reestablish when the new</p> <p>23 Congressional election would be done. Obviously,</p> <p>24 there are factors to take into account, a certain</p> <p>25 amount of time it takes to get the ballots</p>
<p style="text-align: right;">63</p> <p>1 REP. MICHAUX: I didn't -- I didn't have</p> <p>2 to. I helped draw the ones in '80.</p> <p>3 CHAIRMAN RUCHO: Okay. You have a</p> <p>4 follow-up to that?</p> <p>5 REP. MICHAUX: Yeah. I just wanted to</p> <p>6 say, Mr. Chairman, that what -- what -- what</p> <p>7 Representative Hagar says, he needs to go back --</p> <p>8 I'm glad he's a student of the law because he</p> <p>9 needs to really go back. Section 2 is a valuable</p> <p>10 part of the Voting Rights Act. It is a part -- if</p> <p>11 you read the decision by the three-judge panel,</p> <p>12 Section 2 is mentioned in there. If you read the</p> <p>13 decision in the Alabama case, Section 2 is</p> <p>14 mentioned in there.</p> <p>15 All of these things fall in line. What</p> <p>16 you -- what you're basically doing here is trying</p> <p>17 to avoid using race, you have already brought race</p> <p>18 into the picture.</p> <p>19 CHAIRMAN RUCHO: Thank you.</p> <p>20 All right. Any other questions, Members</p> <p>21 of the Committee? Any --</p> <p>22 Yes, sir. Senator McKissick.</p> <p>23 SEN. McKISSICK: And it may be premature</p> <p>24 to ask this question. But assuming these maps are</p> <p>25 approved tomorrow and they go on to the Court, I'm</p>	<p style="text-align: right;">65</p> <p>1 prepared and mailed out and whatnot.</p> <p>2 But just for planning purposes, I</p> <p>3 believe, sir, you could anticipate that the -- the</p> <p>4 Senate would deal with the adoption of the maps</p> <p>5 first and the House would deal with the adoption</p> <p>6 of the new election schedule, and then the two</p> <p>7 would cross. And, you know, of course it would</p> <p>8 require action by both sides.</p> <p>9 I know that there are several members</p> <p>10 that have begun to work on this with our staff. I</p> <p>11 can't give you the exact dates now; frankly,</p> <p>12 because I don't know what they are.</p> <p>13 SEN. McKISSICK: Thank you.</p> <p>14 CHAIRMAN RUCHO: Follow-up. You all set?</p> <p>15 SEN. McKISSICK: I -- I think that</p> <p>16 clarifies it. I mean, do we have any proposed</p> <p>17 dates? I mean, are we talking about May for the</p> <p>18 election or...</p> <p>19 REP. LEWIS: Mr. Chairman?</p> <p>20 CHAIRMAN RUCHO: Yes, sir.</p> <p>21 REP. LEWIS: I'll be happy to try and</p> <p>22 share, or perhaps Representative Jones could meet</p> <p>23 with the senator after we adjourn.</p> <p>24 To my knowledge, the dates have not been</p> <p>25 finalized yet. I know that they're both in</p>

<p style="text-align: right;">66</p> <p>1 conversations with our central staff. I know 2 Representative Jones on the behalf of the House 3 has been in contact with the State Board. I 4 don't -- to be candid with you, I don't know that 5 we've set what the dates are just yet. 6 SEN. MCKISSICK: Okay. Thank you. 7 CHAIRMAN RUCHO: To -- to help out with 8 that, you know, having worked on the part when we 9 establish the filing and the like for the March 10 15th, there are seven days that the boards of 11 elections, both central and counties, are required 12 to do certain things. So what you do is you work 13 back, and that hasn't been done yet. Okay. 14 All right. Members of the Committee, I 15 don't see any additional questions or comments. 16 Senator Hise, for a motion? 17 SEN. HISE: Thank you, Mr. Chairman. 18 We've been tasked by the President Pro 19 Tem for the Senate and the Speaker of the House 20 with recommending a proposed contingent 21 Congressional map that complies with the trial 22 court's order in the matter of Harris versus 23 McCrory, to the extent that that order is not 24 stayed by higher authority. To comply with our 25 directive and after extensive debate today, I move</p>	<p style="text-align: right;">68</p> <p>1 THE CLERK: Rucho, aye. 2 Apodaca? 3 SEN. APODACA: Aye. 4 THE CLERK: Apodaca, aye. 5 Barefoot? 6 SEN. BAREFOOT: Aye. 7 THE CLERK: Barefoot, aye. 8 Blue? 9 SEN. BLUE: No. 10 THE CLERK: Blue, no. 11 Brown. 12 SEN. BROWN: Aye. 13 THE CLERK: Brown, aye. 14 Clark? 15 SEN. CLARK: No. 16 THE CLERK: Clark, no. 17 Harrington? 18 SEN. HARRINGTON: Aye. 19 THE CLERK: Harrington, aye. 20 Hise? 21 SEN. HISE: Aye. 22 THE CLERK: Hise, aye. 23 Jackson. 24 SEN. JACKSON: Aye. 25 THE CLERK: Jackson, aye.</p>
<p style="text-align: right;">67</p> <p>1 that the committee recommend favorably to the 2 General Assembly the contingent Congressional map 3 presented to the committee today by you and 4 Co-chairman Lewis, and that committee staff be 5 given leave to format this recommendation, 6 recommending contingent map as needed for 7 submission as a report of recommended legislation 8 to the General Assembly. 9 CHAIRMAN RUCHO: Thank you, Senator Hise. 10 Members of the committee, we have a 11 motion before us to adopt these maps and be able 12 to submit them to the General Assembly for the 13 short -- for the special session. 14 Any questions or comments? 15 (No response.) 16 CHAIRMAN RUCHO: All right. Seeing none, 17 Mr. Clerk, may we have a roll -- 18 THE CLERK: As per Senator Apodaca -- 19 CHAIRMAN RUCHO: -- roll call first. And 20 Senator Apodaca wants to be called first, if you 21 will be kind enough. 22 THE CLERK: We'll begin with the Senate. 23 CHAIRMAN RUCHO: Thank you. 24 THE CLERK: Rucho? 25 CHAIRMAN RUCHO: Aye.</p>	<p style="text-align: right;">69</p> <p>1 Lee? 2 SEN. LEE: Aye. 3 THE CLERK: Lee, aye. 4 McKissick? 5 SEN. MCKISSICK: No. 6 THE CLERK: McKissick, No. 7 Randleman? 8 SEN. RANDLEMAN: Aye. 9 THE CLERK: Randleman, aye. 10 Sanderson? 11 SEN. SANDERSON: Aye. 12 THE CLERK: Sanderson, aye. 13 Smith? 14 SEN. SMITH: No. 15 THE CLERK: Smith, no. 16 Smith-Ingram? 17 SEN. SMITH-INGRAM: No. 18 THE CLERK: Smith-Ingram, no. 19 Wade? 20 SEN. WADE: Aye. 21 THE CLERK: Wade, aye. 22 Wells? 23 SEN. WELLS: Aye. 24 THE CLERK: Wells, aye. 25 Lewis?</p>

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<p>1 REP. LEWIS: Aye. 2 THE CLERK: Lewis, aye. 3 Jones. 4 REP. JONES: Aye. 5 THE CLERK: Jones, aye. 6 Brawley? 7 REP. BRAWLEY: Aye. 8 THE CLERK: Brawley, aye. 9 Cotham. 10 REP. COTHAM: No. 11 THE CLERK: Cotham, no. 12 Davis? 13 REP. DAVIS: Yes. 14 THE CLERK: Davis, yes. 15 Farmer-Butterfield? 16 REP. FARMER-BUTTERFIELD: No. 17 THE CLERK: Farmer-Butterfield, no. 18 Hager? 19 REP. HAGER: Aye. 20 THE CLERK: Hager, aye. 21 Hardister? 22 REP. HARDISTER: Aye. 23 THE CLERK: Hardister, aye. 24 Haynes? 25 REP. HAYNES: No.</p>	<p>1 Stevens? 2 REP. STEVENS: Aye. 3 THE CLERK: Stevens, aye. 4 CHAIRMAN RUCHO: Members of the 5 Committee, the roll was taken and you have 24 6 ayes, in favor of adoption of the maps, 11 noes. 7 That will be submitted to the General Assembly at 8 its special session. 9 I'll remind everyone again that please 10 save the maps that you have and bring them with 11 you so that we can be able to save staff time 12 in -- in trying to accomplish that. 13 The -- I think you need to stay tuned to 14 the -- to the e-mails for the next meeting, which 15 I'm assuming will be... 16 All right. Will be the call of the chair 17 and specifically on redistricting committee. 18 Representative Lewis, any additional 19 comments? 20 REP. LEWIS: Mr. Chairman, just an 21 announcement to the members: We've been informed 22 that the governor has called and has issued a 23 proclamation for an extra session. The General 24 Assembly will convene on Thursday, February 18th 25 at 10 o'clock a.m.</p>
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<p>1 THE CLERK: Haynes, no. 2 Hurley? 3 REP. HURLEY: Aye. 4 THE CLERK: Hurley, aye. 5 Jackson? 6 REP. JACKSON: No. 7 THE CLERK: Jackson, no. 8 Johnson? 9 REP. JOHNSON: Aye. 10 THE CLERK: Johnson, aye. 11 Jordan? 12 REP. JORDAN: Aye. 13 THE CLERK: Jordan, aye. 14 McGrady? 15 REP. McGRADY: Aye. 16 THE CLERK: Grady, aye. 17 Michaux? 18 REP. MICHAUX: No. 19 THE CLERK: Michaux, no. 20 Moore? 21 REP. MOORE: Nay. 22 THE CLERK: Moore, nay. 23 Stam? 24 REP. STAM: Aye. 25 THE CLERK: Stam, aye.</p>	<p>1 CHAIRMAN RUCHO: Okay. Members of the 2 Committee, we're about ready to conclude our 3 meeting. But again, I will just let you know, 4 without objection, the chairs will sign this 5 report when it's prepared to be submitted to -- to 6 the General Assembly. 7 Okay. 8 REP. LEWIS: Mr. Chairman? 9 CHAIRMAN RUCHO: Yes, sir. 10 Representative Lewis. 11 REP. LEWIS: I just also wanted to state 12 for record that the Chair's acknowledged the 13 request from Senator McKissick, and perhaps 14 others, to make this information available and the 15 Chair's understand that may require additional 16 information than what's been provided here or what 17 was considered in drawing of the maps. 18 CHAIRMAN RUCHO: Okay. Ladies and 19 gentlemen, thank you for your attention, and this 20 committee is adjourned. 21 (The proceedings in this matter adjourned 22 at 5:37 p.m.) 23 24 25</p>

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STATE OF NORTH CAROLINA
COUNTY OF WAYNE

CERTIFICATE

I, Jennifer C. Carroll, a Registered Merit Reporter and Certified Realtime Reporter, do hereby certify that on February 17, 2016, the proceeding was held before me at the time and place aforesaid, that all parties were present as represented, and that the record as set forth in the preceding pages represents a true and accurate transcription of the proceedings to the best of my ability and understanding.

IN WITNESS WHEREOF, I have hereto set my hand, this the 26th day of February, 2016.

Jennifer C. Carroll, RMR, CRR